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Attorneys for Plaintiffs, individually and on behalf of all others similarly situated

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

KATE MCLELLAN, TERESA BLACK,
DAVID URBAN, ROB DUNN, RACHEL
SAITO, TODD RUBINSTEIN, RHONDA
CALLAN, JAMES SCHORR, BRUCE
MORGAN, and AMBER JONES, Individually
and on Behalf of All Others Similarly Situated,

Plaintiffs,

v.

FITBIT, INC.,

Defendant.

JUDITH LANDERS, LISA MARIE BURKE,
and JOHN MOLENSTRA, Individually and on
Behalf of All Others Similarly Situated,

Plaintiffs,

v.

FITBIT, INC.,

Defendant.

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Case Nos. 16-cv-00036-JD; 16-cv-00777-JD

**STIPULATION AND PROPOSED
ORDER EXTENDING TIME TO FILE
AND RESPOND TO MOTION FOR
ATTORNEYS' FEES AND COSTS
RELATED TO ARBITRATION ORDER**

Date: N/A

Time: N/A

Trm: 11, 19th Floor

The Honorable James Donato

WHEREAS, on July 24, 2018, the Court entered the Order re Arbitration Proceedings authorizing Plaintiff McLellan to submit a “request for reasonable attorney’s fees and costs incurred” because of the conduct addressed in the order. *See* Dkt. 153 at 10.

WHEREAS, Plaintiff’s motion for fees and costs is currently due on August 7, 2018, and Fitbit’s response is due on August 21, 2018. *Id.*

WHEREAS, counsel for Plaintiff McLellan and counsel for Fitbit, Inc. have engaged in discussions to narrow, and potentially eliminate, disagreement regarding the scope of Plaintiff’s forthcoming motion.

WHEREAS, the parties agree that one additional week will allow them sufficient time to continue these discussions and potentially limit the number of disputed issues presented to the Court.

IT IS THEREFORE STIPULATED AND AGREED by the Parties that, subject to the Court’s approval, the deadlines for Plaintiff’s motion and Fitbit’s response will be extended one week to August 14, 2018, and August 28, 2018, respectively.

IT IS SO STIPULATED.

Dated: August 6, 2018

Respectfully submitted,

LIEFF CABRASER HEIMANN & BERNSTEIN, LLP

By: /s/ Jonathan D. Selbin
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1 Dated: August 6, 2018

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1 PURSUANT TO STIPULATION, **IT IS SO ORDERED.**

2
3 Dated: August __, 2018

4 _____
JAMES DONATO
United States District Judge

ATTESTATION (CIVIL LOCAL RULE 5-1(i)(3))

In accordance with Civil Local Rule 5-1(i)(3), I attest that concurrence in the filing of this document has been obtained from the signatories.

Dated: August 6, 2018

LIEFF CABRASER HEIMANN &
BERNSTEIN, LLP

/s/ Jonathan D. Selbin
Jonathan D. Selbin

CERTIFICATE OF SERVICE

I hereby certify that, on August 6, 2018, service of this document was accomplished pursuant to the Court's electronic filing procedures by filing this document through the ECF system.

/s/ Jonathan D. Selbin
Jonathan D. Selbin

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